

DFW

PTO/SB/21 (04-04)

Approved for use through 07/31/2006. OMB 0651-0031

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/646,057	
	Filing Date	August 22, 2003	
	First Named Inventor	Collins et al.	
	Art Unit	3751	
	Examiner Name	PHILLIPS, CHARLES E	
Total Number of Pages in This Submission	30	Attorney Docket Number	Marquis:Alcove2

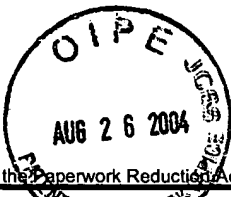
ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form in duplicate	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> FIG. 6 Replacement Sheet	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	see remarks
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	copy of original IDS; (2) a copy of the return receipt postcard in which receipt of the IDS (and the attached references) was acknowledged; and (3) a copy of the PAIR File History of this application; return receipt postcard	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Karen Dana Oster
Signature	
Date	August 23, 2004

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Karen Dana Oster		
Signature		Date	August 23, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 0

## Complete if Known

Application Number	10/646,057
Filing Date	August 22, 2003
First Named Inventor	Collins et al.
Examiner Name	PHILLIPS, CHARLES E
Art Unit	3751
Attorney Docket No.	Marquis:Alcove2

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number: 50-2115  
Deposit Account Name:

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)				(\$)	0

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =	X	0
Independent Claims	-3** =	X	0
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	55
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 55

## SUBMITTED BY

Name (Print/Type)	Karen Dana Oster	Registration No. (Attorney/Agent)	37,621	Telephone	(503) 810-2560
Signature		Date	August 23, 2004		

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**COPY**

Receipt is hereby acknowledged in the USPTO of a Utility Patent  
Application by Express Mail EU 122438140 US

- ☒ Transmittal Form (1 page)
- ☒ Specification (20 pages) and ☒ Declaration
- ☒ Drawings (6 pages)
- ☒ Fee Transmittal Form (in duplicate) & check for filing fee
- ☒ Assignment, Cover Sheet, and check for assignment fee
- ☒ Power of Attorney(s) for ☒ inventor(s) ☒ assignee(s)
- ☒ 373(b) form (and attachments)
- ☒ Patent Application Data Sheet
- ☒ IDS/449 and attached references
- ☒ a Certificate of Mailing by Express Mail
- ☐ \_\_\_\_\_
- ☐ \_\_\_\_\_
- ☒ this return acknowledgement postcard



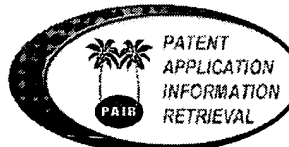
Law Office of  
Karen Dana Oster, LLC  
Received

Applicant: Collins Docket No.: Marg. Alcora  
Title: alcove whirlpool seat spa system SEP 08 2003  
Mailing Date: 8/22/03

**Docketed**



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**PATENT APPLICATION INFORMATION RETRIEVAL**

Search results as of: 8-23-2004::0:41:47 E.T.

Search results for application number: 10/646,057			
Application Number:	10/646,057	Customer Number:	26790
Filing or 371(c) Date:	08-22-2003	Status:	Non Final Action Mailed
Application Type:	Utility	Status Date:	04-21-2004
Examiner Name:	PHILLIPS, CHARLES E	Location:	ELECTRONIC
Group Art Unit:	3751	Location Date:	-
Confirmation Number:	8808	Earliest Publication No:	US 2004-0034919 A1
Attorney Docket Number:	Marquis:Alcove2	Earliest Publication Date:	02-26-2004
Class/ Sub-Class:	004/541.1	Patent Number:	-
First Named Inventor:	Sam Collins, Dallas, OR	Issue Date of Patent:	-
Title Of Invention:	Alcove whirlpool seat spa system		

## Search Options

Assignments
Continuity Data
Display References
Image File Wrapper
Publication Review
Published Documents

File History	
Date	Contents Description
04-21-2004	Mail Non-Final Rejection
04-16-2004	Non-Final Rejection
02-05-2004	Case Docketed to Examiner in GAU
02-05-2004	Reference capture on IDS
* 08-22-2003	Information Disclosure Statement (IDS) Filed * * * * *
11-15-2003	Application Return from OIPE
11-15-2003	Application Return TO OIPE
11-15-2003	Application Dispatched from OIPE
11-17-2003	Application Is Now Complete
11-06-2003	Cleared by OIPE CSR
10-09-2003	IFW Scan & PACR Auto Security Review

08-22-2003

Initial Exam Team nn